



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL AGENDA WORK SESSION

R. Steve Tumlin, Mayor
Annette Paige Lewis, Ward 1
Griffin "Grif" L. Chalfant, Jr., Ward 2
Johnny Sinclair, Ward 3
G. A. (Andy) Morris, Ward 4
Rev. Anthony C. Coleman, Ward 5
James W. King, Ward 6
Philip M. Goldstein, Ward 7

Monday, September 9, 2013

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Annette Lewis, Grif Chalfant, Johnny Sinclair, G. A. (Andy) Morris, Anthony Coleman, Jim King and Philip M. Goldstein

Also Present:

William F. Bruton, Jr. City Manager

Douglas R. Haynie, City Attorney

Yvonne Williams, Deputy City Clerk

CALL TO ORDER:

Mayor R. Steve Tumlin called the meeting to order at 5:16 p.m.

City Manager Bill Bruton introduced the new Public Information Officer Lindsey Thompson.

MINUTES:

20130919 Regular Meeting - August 12, 2013

Review and approval of the August 12, 2013 regular meeting minutes.

A motion was made by Council member Goldstein, seconded by Council member Coleman, that this matter be Approved. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

BUSINESS:

20130975

BLW Report

Council Member Johnny Sinclair gives the Board of Lights and Water (BLW) report for the meeting held on Monday, September 9, 2013.

General Manager Robert Lewis reported on the actions of the Board of Lights and Water at their September 9, 2013 regular meeting. Finance Director Sam Lady reported on the BLW finance statements. (See the September 9, 2013 regular Board of Lights and Water meeting minutes for details.)

Reported

20131009

Acceptance of HEAT Grant

Discussion regarding accepting the HEAT grant from the Governor's Office of Highway Safety in the amount of \$117,300.

Motion to approve an ordinance amending the Fiscal Year 2014 budget to receive and appropriate a grant from the Governor's Office of Highway Safety in the amount of \$117,300 to maintain a HEAT (DUI) unit.

The motion was made by Council member Goldstein, seconded by Council member King, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval - Consent Agenda

20130981

Signage payment from Life University

Approval of an ordinance amending the FY2014 General Fund budget to receive and appropriate \$35,666 for decorative signing on Barclay Circle at Life University.

A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval - Consent Agenda

20130881

Group Health Plan Administration

Discussion regarding approval of the renewal for the group health plan administration with Blue Cross/Blue Shield of Georgia, Inc. for calendar year 2014. Further, authority is requested to approve the administrative service agreement with Blue Cross/Blue Shield of Georgia, Inc.

A motion was made by Council member Goldstein, seconded by Council member Lewis, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval - Consent Agenda

20130973

Professional Consultant

Consideration of the employment of a professional consultant to assist with property acquisition, development and other duties.

Economic Development Director Beth Sessoms mentioned that the RFQ for professional consultants was not due back until September 17, 2013. The committee, made up of City employees, will then review the information and make a recommendation to Council.

No Action Taken

20130900

Licensing of Temporary Vendors

Discussion relative to the authorization of advertising for proposed amendments to Code Section 8-12-26 of the Business License Ordinance, Transient Vendors and Temporary Businesses.

Discussion was held. There was general agreement to authorize advertisement to amend Code Section 8 12 26 of the Business License Ordinance, Transient Vendors and Temporary Businesses to 45 days to be consistent with the zoning ordinance.

A motion was made by Council member Goldstein, seconded by Council member Lewis, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval - Consent Agenda

20130765

Speed Table Ordinance

Discussion regarding proposed revisions to the Speed Hump Ordinance.

Discussion was held regarding the Speed Hump ordinance, which incorporated changes made during the Special Called Public Works meeting. There was general agreement to add this matter to the Council agenda for consideration.

A motion was made by Council member King, seconded by Council member Lewis, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:

Vote: 6 – 1 – 0

Recommended for Approval - Consent Agenda

Voting Against: Philip M. Goldstein

20130978

Traffic Calming Requests

Discussion and review of the list of streets that have requested traffic calming to determine if the speed limit should be reduced to 25 mph, if not already. (See attached list)

Discussion was held regarding the list of streets that have requested traffic calming. There was general agreement to move forward with reducing the speed limit to 25 mph for all of the streets listed.

The motion was made by Council member Goldstein, seconded by Council member Lewis, that this matter be Recommended for Council Agenda Non Consent. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Council Agenda Non Consent

20130979

Balloting Process

Discussion to determine the next step for the areas that have already gone through the balloting process. (See attached list)

Discussion was held regarding those areas that have completed the balloting process. There was general agreement to move forward with the motion, agenda item 20131023, that has already been added to the Council agenda by Mayor Tumlin.

The motion reads as follows:

Motion authorizing the Public Works Department to process any application received by the Public Works Department for speed humps on a residential street which application was officially commenced or received by the Public Works Department on or before July 10, 2013. The Public Works Department is directed to authorize and complete the application process and to restart any such application by calculating the remaining days to be applied to such application using the date of July 10, 2013. Any such application recommenced based upon this motion shall be processed and governed by the Speed Hump Policy in effect within the City of Marietta as of September 9, 2011 and subject to the final consideration of the Mayor and Council.

This matter is already on the Council agenda non-consent

20130976

Draft City Council Agenda

Review and approval of the September 11, 2013, DRAFT City Council Agenda.

Discussion was held and the following amendments were made to the Council agenda:

-under Minutes: Agenda items 20130920 and 20130921 were added to the consent agenda.

-under Ordinances: Agenda item 20130811 may be added to the consent agenda if the stipulation letter is received prior to the council meeting.

-under Ordinances: Agenda item 20130681 was added to the consent agenda.

-under Finance: Agenda item 20130891 was added to the consent agenda; the ordinance should also list the amount for the budget amendment in the amount of \$75,694.

-under Judicial/Legislative: Agenda item 20130912 was amended to read, "Motion to authorize the installation of a sign on public right of way on Anderson Street in front of the parking lot for 25 Atlanta Street that would let visitors to the Square know that this is not a public lot and that your vehicle may be towed. Further, the sign would be funded by the Downtown Marietta Development Authority (DMDA)."

-under Judicial/Legislative: An item was added to the non consent agenda regarding Towing Fees, which states, "Motion to set the maximum towing fee inside the city limits of Marietta at \$75 for vehicles (including all fees) with gross weight of 10,000 pounds or less in accordance with Marietta City Code 8 12 24 010 A and Georgia State Code Section 44 1 13 D1, no storage fees shall be charged for the first 24 hour period which begins when the vehicle is removed from the property and no such fee shall be allowed for removal and storage of vehicles removed by towing and found to be in violation of Marietta City Code. Further, this maximum towing fee shall apply to the nonconsensual removal of vehicles from private property. (See new agenda item 20131035.)"

-under Public Works: Agenda item 20130885 was added to the consent agenda.

-under Public Works: Agenda item 20130888 was amended to read, "Motion approving variance from the underground utility ordinance, 5 4 160, for Zayo Communications to over lash existing cable on Allgood Road. This motion does not grant a perpetual variance. Zayo Communications must relocate underground at their expense if other utilities at the location are moved underground."

-under Public Works: Agenda item 20130728, which was tabled at the July meeting, was added to the consent agenda and amended to read, "Motion to approve installation of three speed tables along Lee's Trace near A.L. Burruss Elementary conforming to the heights specified in Legistar ID 20130765. Further, authorizing one radar speed sign on Lee's Trace at each of the two locations nearest to Trailwood Drive used during the recent speed table balloting process."

-under Public Works: An agenda item was added to the Council agenda regarding Maple Avenue to read, "Motion to install two radar speed signs on Maple Avenue in the vicinity of West Side Elementary School." (See new agenda item 20131031)

-under Other Business: Agenda Item No. 20131023 requested by Mayor Tumlin replaces agenda item 20130979 from the Agenda Work Session agenda.

-under Other Business: Agenda items 20130849, 20130922 and 20130865 were added to the consent agenda. Agenda item 20130865 should show Council member Goldstein opposed.

-under Other Business: An item to the Council agenda to amend prior ordinance #6808 (20050485) Meeting Park Development that rezoned property on Roswell Street, Waterman Street, Waddell Street, Wayland Street and Green Street. The description of the property, originally incorrect due to a scrivener's error, is being corrected with this ordinance. (See new agenda item 20131033)

Discussed

20130977

Executive Session

Executive Session to discuss legal, personnel and/or real estate matters.

A motion was made in open session by Council member Goldstein, seconded by Council member Sinclair, to enter an Executive Session to discuss legal and real estate matters. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

For: Annette Lewis, Grif Chalfant, Johnny Sinclair, G. A. (Andy) Morris, Anthony Coleman, Jim King and Philip M. Goldstein

The Executive Session was held.

A motion was made in open session by Council member King, seconded by Council member Goldstein, to exit the Executive Session. The motion carried by the following vote:

Vote: 7 - 0 - 0

Approved

For: Annette Lewis, Grif Chalfant, Johnny Sinclair, G. A. (Andy) Morris, Anthony Coleman, Jim King and Philip M. Goldstein

A motion was made by Council member King, seconded by Council member Goldstein, to add a motion to the Council consent agenda approving the modification of Motion 20130877 dated August 14, 2013 that relates to the Alexander Street Improvements - Roswell to Washington, to add the following stipulation: The duration of the easement will be good for 24 months from closing or completion of the project, whichever occurs first.

The motion carried by the following vote:

Vote: 7 - 0 - 0

Recommended for Approval - Consent Agenda

A motion was made by Council member Sinclair, seconded by Council member Goldstein, to add a motion to the Council consent agenda approving the purchase of property located at 357 Allgood Road per the executed contract.

The motion carried by the following vote:

Vote: 7 - 0 - 0

Recommended for Approval - Consent Agenda

ADJOURNMENT:

The meeting was adjourned at 9:36 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____